

भारत का राजपत्र

The Gazette of India



१९८०

अतिथारण

EXTRAORDINARY

भाग II—संख्या 1

PART II—Section 1

प्रांतिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. ६०]

नई दिल्ली, सोमवार, दिसम्बर 1, 1980/अग्रहायण १०, १९०२

No. ६०]

NEW DELHI, MONDAY, DECEMBER 1, 1980/AGRAHAYANA 10, 1902

इस भाग में निम्ने पृष्ठ संलग्न ही जारी हैं जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (Legislative Department)

New Delhi, the 1st December, 1980/Agrahayana 10, 1902 (Saka)

The following Act of Parliament received the assent of the President on the 29th November, 1980, and is hereby published for general information:—

THE DOCK WORKERS (REGULATION OF EMPLOYMENT) AMENDMENT ACT, 1980

No. 49 OF 1980

[29th November, 1980.]

An Act further to amend the Dock Workers (Regulation of Employment) Act, 1948.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. This Act may be called the Dock Workers (Regulation of Employment) Amendment Act, 1980. Short title.

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2. In section 3 of the Dock Workers (Regulation of Employment) Act, 1948 (hereinafter referred to as the principal Act), after clause (f) of sub-section (1), the following clause shall be inserted and shall be deemed always to have been inserted, namely:— Amendment of section 3.

“(f) for creating such fund or funds as may be necessary or expedient for the purposes of the scheme and for the administration of such fund or funds;”.

Valida-
tion.

3. Every fund created or purporting to have been created and every provision with respect thereto made or purporting to have been made under the principal Act before the commencement of this Act shall, for all purposes, be deemed to be, and to have always been, as validly and effectively created or made as if the provisions of section 3 of the principal Act, as amended by this Act, had been in force at all material times and accordingly, notwithstanding any judgment, decree or order of any court,—

(a) all contributions to any such fund received or collected before the commencement of this Act shall be deemed to be and shall be deemed always to have been as validly received or collected as if the provisions of section 3 of the principal Act, as amended by this Act, were in force at all material times;

(b) no suit or other proceeding shall be maintained or continued in any court for the refund of, and no enforcement shall be made by any court of any decree or order directing the refund of, any such contribution which had been received or collected and which would have been validly received or collected if the provisions of section 3 of the principal Act, as amended by this Act, had been in force at all material times;

(c) recoveries shall be made of all contributions to any such funds which have not been received or collected but which would have been received or collected if the provisions of section 3 of the principal Act, as amended by this Act, had been in force at all material times.

Explanation.—For the removal of doubts it is hereby declared that no act or omission on the part of any person, before the commencement of this Act, shall be punishable as an offence which would not have been so punishable if this Act had not come into force.

Amend-
ment of
section 8.

4. Sub-section (3) of section 8 of the principal Act shall be omitted.

Insertion
of new
section
8A.

5. After section 8 of the principal Act, the following section shall be inserted, namely:—

“8A. Every scheme and every rule made under this Act by the Central Government shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the scheme or rule or both Houses agree that the scheme or rule should not be made, the scheme or rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that scheme or rule.”.

Schemes
and rules
to be
laid
before
Parlia-
ment.

R. V. S. PERI SASTRI,
Secy. to the Govt. of India.

CORRIGENDA

In the Finance (No. 2) Act, 1980 (44 of 1980), as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 21st August, 1980,—

- (a) at page 389, in the marginal heading to new section 129C, for “Procedure of Appellate”, read “Procedure of Appellate Tribunal.”;
- (b) at page 390, in line 5, for “authoried”, read “authorised”;
- (c) at page 396, in line 24, for “order of”, read “order or”;
- (d) at page 413, in the marginal heading to new section 101A, for “repra-”, read “repre-”.

In the Auroville (Emergency Provisions) Ordinance, 1980 (19 of 1980), as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 10th November, 1980,—

- (a) at page 536, in line 3, for “inernational”, read “international”;
- (b) at page 538, in line 11, for “Cental”, read “Central”;
- (c) at page 540, in line 37, for “assets”, read “asset”;
- (d) at page 542, in the marginal heading to section 14, in line 3, for “taken in”, read “taken”.

